

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**December 31, 2003**

DIVISION ONE

B162209      Soprema Inc.                      (Not for Publication)  
                 v.  
                 Bligh Pacific

The judgment is affirmed. Respondent(s) to recover costs.

Spencer, P.J.

I concur:      Mallano, J.  
I dissent:      Ortega, J. (Opinion)

B158908      Roger E. Bacon, et al.                      (Not for Publication)  
                 v.  
                 Alan T. Sasaki, et al.

The order is modified to provide that a ruling on the motion for class certification is postponed until after resolution of the test case. As so modified, it is affirmed. The case is remanded for further proceedings consistent with the views expressed herein. The parties are to bear their own costs on appeal.

Spencer, P.J.

We concur:      Ortega, J.  
                         Mallano, J.

DIVISION ONE (Continued)

B162580      White & Case                      (Not for Publication)

v.

Manatt, Phelps & Phillips

The order of dismissal is reversed. The trial court is directed to vacate its order sustaining respondent's demurrer without leave to amend and to enter a new and different order overruling the demurrer. Appellant is to recover costs on appeal.

Spencer, P.J.

I concur:      Ortega, J.

I concur: Vogel (Miriam A.), J (Opinion)

B162585      People                                      (Not for Publication)

v.

Stewart

The judgment is affirmed.

Spencer, P.J.

We concur:      Ortega, J.

Vogel (Miriam A.), J.

DIVISION FOUR

B166958      People                                      (Not for Publication)

v.

Fischer

The judgment is affirmed.

Hastings, J.

We concur:      Vogel (C.S.), P.J.

Epstein, J.

## December 31, 2003 (Continued)

## DIVISION FOUR (Continued)

B162304 People (Not for Publication)  
v.  
Scott

The judgment is affirmed.

Epstein, Acting P.J.

We concur: Hastings, J.  
Curry, J.

B168713 People (Not for Publication)  
v.  
Moreno

The judgment is affirmed.

Curry, J.

We concur: Vogel (C.S.), P.J.  
Epstein, J.

## DIVISION FIVE

B169490      People                                  (Not for Publication)  
v.  
Dwayne Jenkins

The appeal is dismissed.

Turner, P.J.

We concur: Grignon, J.  
Armstrong, J.